

U.S. BANKRUPTCY COURT TERM CONFIGURATION

MOTION TERM

9:30 A.M.

U.S. TRUSTEE MOTIONS

- a) Substantial Abuse
- b) Sanctions
- c) Dismissals of Chapter 7's

HELD 1ST THREE

**WEDNESDAYS OF EACH
MONTH**

COURT MOTIONS TO DISMISS CHP. 7'S

CHAPTER 11 AND 12 MOTIONS

- a) Relief from stay
- b) Insider compensation
- c) Assume/Reject lease - Default
- d) Extend time to assume/reject lease - Default
- e) Cash collateral - Default
- f) Obtain credit - Default
- g) Extend time to file plan - Default
- h) Extend exclusive time to file plan - Default
- i) Sale - Default or regular motion format

ADVERSARY PROCEEDING MOTIONS

ADJOURNMENTS FROM A PREVIOUS 9:30 A.M. TERM

11:00 A.M.

MISCELLANEOUS MOTIONS

- a) Dismissal of case
- b) Contempt
- c) Withdraw as attorney - Default
- d) Change venue - Default
- e) Objection to debtor's claimed exemption -
Default
- f) Extend time to file complaints - Default
- g) §506(a) - Status of secured claim - Default

TRUSTEE MATTERS

- a) Sales - Default or regular motion format
- b) Compromise controversy - Default
- c) Compromise adversary proceeding - Default
- d) Turnover of assets - Default
- e) Except property from abandonment - Default

11:30 A.M.

DEFAULTS

- a) Authorize entry of default judgment
- b) Abandonment
- c) Objection to claims
- d) Redeem
- e) §522(f)

- f) Relief from stay
- g) Relief from co-debtor stay

**TRIAL AND EVIDENTIARY HEARING
CALENDARS**

Held on the 3rd Wednesday of each month
at 9:00 a.m.

CHAPTER 13 CALENDAR

HEARINGS ON CONFIRMATION

SCHEDULED ON MONDAYS
AT 11:15 A.M. & 3:30 P.M.

MOTIONS

- a) Dismiss or Convert
- b) Assume/Reject Lease - Default
- c) Modification of Plan - Default
- d) Sales - Default or regular motion format
- e) Hardship Discharge - Default

**ADJOURNMENTS OF ANY MOTIONS FROM
A PRIOR 13 CALENDAR**

CHP. 11 AND 12 CALENDAR

SCHEDULED FOR THE LAST
THURSDAY OF EACH MONTH
AT 9:30 A.M.

Motions to Dismiss or Convert - Default

Hearings on Disclosure Statements

**Adjournments of any matter from a prior
Chapter 11 and 12 Calendar**

**Confirmation Hearings (Will be scheduled by the
Court for separate times beginning at 10:30 a.m.)**

**DISCHARGE HEARING
CALENDAR**
ONLY FOR PRO SE DEBTORS

**Held on the 1st Monday of every other month
beginning with February, at 3:15 p.m.
In the event that a holiday should fall on the 1st
Monday, the hearings will be held on the Monday
following the holiday.**

**Requests for a hearing must be filed by the 25th
day of the month preceding the hearing date.**

WATKINS GLEN CALENDAR

**Generally held on the last Friday of each month
at 11:00 a.m.**

COMMENTS:

A) A comprehensive adjournment policy was issued separately which discusses in detail the establishment of standards to be observed in regard to adjournments and the adjournment portions of the various calendars.

B) An individual Chapter 11 Debtor - in - Possession, or Principal or a Partner of a Corporate or Partnership Debtor - in - Possession, must appear before the Court on the return date for Hearings on Disclosure Statements (if there have been any objections filed which have not been resolved before the scheduled hearing), Confirmation Hearings and on ALL Motions to Convert Or Dismiss, if the motion is opposed. This requirement applies equally to any and all subsequent adjournments of these matters if granted by the Court.

C) Sub-categories of potential motions listed for purposes of this presentation are not exhaustive but are cited as common motions which are routinely heard before the Court.

D) The Court encourages parties to request separate hearing dates and times for motions which are anticipated to be of an especially complex nature or require substantial time.

E) For default motions, refer to Exhibit A, Guide to Default Procedures for Motions Heard in Rochester and Watkins Glen, attached to the most recent standing Order dated November 26, 2001.

Revised 12/23/02